

<b>U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE</b> <b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)</b> <b>CONCERNING A FILING UNDER 35 U.S.C. 371 AND 37 CFR 1.491</b>		ATTORNEY DOCKET NO.  <b>36180-102911</b>
		U.S. APPLICATION NO.  <b>10/570,836</b>
INTERNATIONAL APPLICATION NO.  <b>PCT/AU2004/001202</b>	INTERNATIONAL FILING DATE  <b>06 September 2004 (06.09.2004)</b>	PRIORITY DATE CLAIMED  <b>05 September 2003 (05.09.2003)</b>
<b>TITLE OF INVENTION</b> <b>ASSAY FOR DIABETES</b>		
<b>APPLICANT(S) FOR DO/EO/US</b> <b>Walsh et al.</b>		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <li>1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)).</li> <li>4. <input type="checkbox"/> The US has been elected (PCT Article 31).</li> <li>5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> <li>11. Nucleotide and/or Amino Acid Sequence Submission             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> Computer Readable Form (CRF)</li> <li>b. Specification Sequence Listing on:                     <ol style="list-style-type: none"> <li>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</li> <li>ii. <input type="checkbox"/> Paper Copy</li> </ol> </li> <li>c. <input type="checkbox"/> Statement verifying identity of above copies</li> </ol> </li> </ol> <p><b>Items 12 to 19 below concern other document(s) or information included:</b></p> <ol style="list-style-type: none"> <li>12. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.             <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Form PTO-1449</li> <li><input checked="" type="checkbox"/> Copies of Listed Documents</li> </ul> </li> <li>13. <input type="checkbox"/> An assignment for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>14. <input type="checkbox"/> A FIRST preliminary amendment.             <ul style="list-style-type: none"> <li><input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</li> </ul> </li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input type="checkbox"/> Power(s) of Attorney and/or address letter.</li> <li>17. <input checked="" type="checkbox"/> Application Data Sheet Under 37 CFR 1.76</li> <li>18. <input type="checkbox"/> Return Receipt Postcard</li> <li>19. <input checked="" type="checkbox"/> Other items or information: Copy of Notification of Missing Requirements; copy of International Search Report.</li> </ol>		

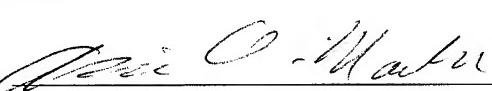
U.S. APPLICATION NO. 10/570,836	INTERNATIONAL APPLICATION NO. PCT/AU2004/001202	ATTORNEY DOCKET NO. 36180-102911		
The following fees are submitted:		Calculations	PTO Use Only	
20. <input type="checkbox"/> a) Basic national fee (37 CFR 1.492(a)) ..... \$300.00		\$		
21. <input type="checkbox"/> b) Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..... \$0.00				
All other situations ..... \$200.00		\$		
22. <input type="checkbox"/> c) Search fee If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..... \$0.00 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority ..... \$100.00 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB ..... \$400.00 All other situations ..... \$500.00				
		<b>TOTAL OF 20, 21 &amp; 22 =</b>	\$	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.		\$		
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	
-100=	/50=	x \$250.00	\$	
<input checked="" type="checkbox"/> Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$130.00		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	-20=		x \$50.00	\$
Independent Claims	- 3 =		x \$200.00	\$
<input type="checkbox"/> Multiple Dependent Claim(s) (if applicable)		+ \$360.00	\$0.00	
		<b>TOTAL OF ABOVE CALCULATIONS=</b>	\$	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.		\$65.00		
		<b>SUBTOTAL=</b>	\$	
<input type="checkbox"/> Processing fee of \$130.00 for furnishing English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date.		\$		
		<b>TOTAL NATIONAL FEE=</b>	\$	
<input type="checkbox"/> Fee for recording the enclosed assignment. The assignment must be accompanied by an appropriate cover sheet. \$40.00 per property		+ \$		
		<b>TOTAL FEE ENCLOSED=</b>	\$65.00	
		Amount to be: refunded	\$	
		charged:	\$	

- a.  A check in the amount of \$ to cover the above fee is enclosed.  
 b.  Please charge Deposit Account No. 12-0913 in the amount of \$65.00 to cover the above fees.  
 c.  The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 12-0913.

**NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO:

Customer Number: 23644  
 Barnes & Thornburg LLP  
 P.O. Box 2786  
 Chicago, Illinois 60690-2786

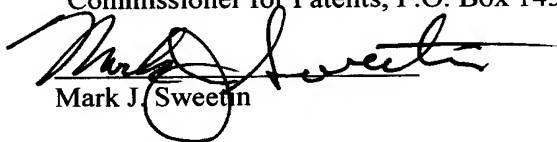
  
 Alice O. Martin, Registration No. 35,601  
 One of the Attorneys for Applicant(s)

Date: December 13, 2006

U.S. APPLICATION NO. 10/570,836	INTERNATIONAL APPLICATION NO. PCT/AU2004/001202	ATTORNEY DOCKET NO. 36180-102911
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**Certification under 37 CFR 1.8**

I hereby certify that this correspondence (and any documents referred to as attached or enclosed therein) was deposited electronically via EFS-Web to: Mail Stop PCT, Attn: DO/EO/US, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 13, 2006.



Mark J. Sweetin